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EXAMINER

DWIVEDI, MAHESH H

ART UNIT	PAPER NUMBER
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2168

DATE MAILED: 11/14/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/630,426	Applicant(s) NICKERSON ET AL.	
	Examiner Mahesh H. Dwivedi	Art Unit 2168	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 31 August 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-34 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-34 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 29 July 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>7/20/2006</u> | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Information Disclosure Statement

1. The information disclosure statements (IDS) submitted on 07/20/2006, 06/23/2006, and 05/08/2008 have been received, entered into the record, and considered. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statements are being considered by the examiner.

Response to Amendment

2. Receipt of Applicant's Amendment, filed on 08/31/2006, is acknowledged. The amendment includes amending the specification and the amending of claims 1-7, 9-18, 20-29, and 31-34.

Specification

3. The objections raised in the office action mailed on 02/06/2006 have been overcome by the applicant's amendments received on 08/31/2006.

Drawings

4. The objections raised in the office action mailed on 02/06/2006 have been overcome by the applicant's amendments received on 08/31/2006.

Claim Rejections - 35 USC § 102

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent

Art Unit: 2168

granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

6. Claims 1-5, 10-16, 21-27, and 32-34 are rejected under 35 U.S.C. 102(e) as being anticipated by **Muret et al.** ("Muret" (U.S. Patent 6,792,458)).

7. Regarding claim 1, **Muret** teaches a system comprising:

A) first software associated with a particular web page of a website and operable to collect information concerning user interaction with the particular web page (Column 5, lines 58-67-Column 6, lines 1-10, Column 21, lines 18-60, Figures 22-36); and

B) second software associated with the particular web page operable to: receive, from a website owner who has accessed the particular web page using a web browser while the particular web page is viewable within a browser window of the web browser, input indicating a desire to access the collected information concerning user interaction with the particular web page (Column 5, lines 58-67-Column 6, lines 1-10, Column 26, lines 23-30);

C) determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page (Column 19, lines 56-67-Column 20, lines 1-10); and

Art Unit: 2168

D) if the website owner is authorized to access the collected information concerning user interaction with the particular web page (Column 19, lines 56-67-Column 20, lines 1-10):

E) generate a viewable user interface providing substantially real-time access to the collected information concerning user interaction with the particular web page (Column 5, lines 58-67-Column 6, lines 1-10, Figures 22-36); and

F) to provide the website owner substantially real-time access to the collected information concerning user interaction with the particular web page, present the viewable user interface to the website owner in substantially real-time in response to the input received from the website owner while the particular web page was viewable within the browser window of the web browser (Column 5, lines 58-67-Column 6, lines 1-10, Column 21, lines 18-60, Figures 22-36).

The examiner notes that **Muret** teaches “**first software associated with a particular web page of a website and operable to collect information concerning user interaction with the particular web page**” as “the system 100, suing the live data access control routine shown in FIG.5, has the ability to record web traffic into the database 300 continuously as it occurs. Since, as described above, the report engine 400 creates reports when they are requested, all reports can display up-to-date real-time information” (Column 21, lines 30-35). The examiner further notes that **Muret** teaches “**second software associated with the particular web page operable to: receive, from a website owner who has accessed the particular web page using a web browser while the particular web page is viewable within a browser window**

Art Unit: 2168

of the web browser, input indicating a desire to access the collected information concerning user interaction with the particular web page as “A user 530 sends a report request 540 to the report engine 400 via a web server 520” (Column 5, lines 62-63) and “E-commerce website owners can use these correlations to make valuable business decisions” (Column 26, lines 23-24). The examiner further notes that **Muret** teaches “**determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page**” as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61). The examiner further notes that **Muret** teaches “**if the website owner is authorized to access the collected information concerning user interaction with the particular web page**” as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61). The examiner further notes that **Muret** teaches “**generate a viewable user interface providing substantially real-time access to the collected information concerning user interaction with the particular web page**” as the various graphical user interfaces in Figures 22-36. The examiner further notes that **Muret** teaches “**to provide the website owner substantially real-time access to the collected information concerning user interaction with the particular web page, present the viewable user interface to the website owner in substantially real-time in response to the input received from the website owner while the particular web page was viewable within the browser window of the web browser**” as “the system 100, suing

Art Unit: 2168

the live data access control routine shown in FIG.5, has the ability to record web traffic into the database 300 continuously as it occurs. Since, as described above, the report engine 400 creates reports when they are requested, all reports can display up-to-date real-time information" (Column 21, lines 30-35).

Regarding claim 2, **Muret** further teaches a system comprising:

A) receive a password from the website owner (Column 19, lines 16-27, lines 56-67-Column 20, lines 1-10); and

B) to determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page, determine whether the password received from the website owner is valid (Column 19, lines 16-27, lines 56-67-Column 20, lines 1-10).

The examiner notes that **Muret** teaches "**receive a password from the website owner**" as "The authentication module 1430 provides a flexible way to check access authorization for report requestors" (Column 19, lines 59-61). The examiner further notes that **Muret** teaches "**to determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page, determine whether the password received from the website owner is valid**" as "The authentication module 1430 provides a flexible way to check access authorization for report requestors" (Column 19, lines 59-61).

Regarding claims 3, 14, and 25, **Muret** further teaches a system, method, and software comprising:

- A) receive, from the website owner, one or more specified filter criteria applicable to the collected information concerning user interaction with the particular web page (Column 27, lines 1-43, Figures 27-29); and
- B) filter the collected information concerning user interaction with the particular web page according to the specified filter criteria such that the website owner is presented only particular collected information concerning user interaction with the particular web page matching the specified filter criteria (Column 27, lines 1-43, Figures 27-29).

The examiner notes that **Muret** teaches “**receive, from the website owner, one or more specified filter criteria applicable to the collected information concerning user interaction with the particular web page**” as “The user interface 4000 preferable includes a “date range” functions area 4080. Depending on the report chosen, this date range functions area 4080 allows the user to select the date range of the report being shown” (Column 27, lines 1-4). The examiner further notes that **Muret** teaches “**filter the collected information concerning user interaction with the particular web page according to the specified filter criteria such that the website owner is presented only particular collected information concerning user interaction with the particular web page matching the specified filter criteria**” as “The user interface 4000 preferable includes a “date range” functions area 4080. Depending on the report chosen, this date range functions area 4080 allows the user to select the date range of the report being shown” (Column 27, lines 1-4).

Art Unit: 2168

Regarding claims 4, **Muret** further teaches a system comprising:

A) wherein at least one of the filter criteria comprises a time frame associated with the collected information concerning user interaction with the particular web page (Column 27, lines 1-43, Figures 27-29).

The examiner notes that **Muret** teaches “**wherein at least one of the filter criteria comprises a time frame associated with the collected information concerning user interaction with the particular web page**” as “The user interface 4000 preferable includes a “date range” functions area 4080. Depending on the report chosen, this date range functions area 4080 allows the user to select the date range of the report being shown” (Column 27, lines 1-4).

Regarding claims 5, **Muret** further teaches a system comprising:

A) wherein the collected information concerning user interaction with the particular web page is user traffic information (Column 21, lines 18-60, Column 27, lines 15-43, Figures 22, 28-29).

The examiner notes that **Muret** teaches “**wherein the collected information concerning user interaction with the particular web page is user traffic information**” as “Traffic Related Reports: The Snapshot report 4010 shown in FIG. 28 is preferable a bar graph 4110 of the last 7 days of web site traffic in terms of various fields, preferable Visitors, PageViews, Hits, or Bytes” (Column 27, lines 15-19).

Art Unit: 2168

Regarding claim 10, **Muret** further teaches a system comprising:

A) wherein the input indicating a desire to access the collected information concerning user interaction with the particular web page comprises entry of one or more particular keystrokes using a keyboard (Column 19, lines 16-27, lines 56-67-Column 20, lines 1-10).

The examiner notes that **Muret** teaches “**wherein the input indicating a desire to access the collected information concerning user interaction with the particular web page comprises entry of one or more particular keystrokes using a keyboard**” as “Customers login once into the control panel, and then have access to e-mail, website builder tools, newsgroups, etc.” (Column 19, lines 21-23).

The examiner further notes that it is common knowledge to use a keyboard to “login” (Column 19, line 21).

Regarding claim 11 **Muret** further teaches a system comprising:

A) the particular web page comprises a first web page (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30);

B) the website comprises one or more other web pages in addition to the first web page (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30); and

C) the second software is further operable to: receive, from the website owner, a specification of one or more of the other web pages (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30); and

Art Unit: 2168

D) provide the website owner access from the first web page to collected information concerning user interaction with the specified other web pages in addition to the collected information concerning user interaction with the first web page (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30).

The examiner notes that **Muret** teaches “**the particular web page comprises a first web page**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39). The examiner further notes that **Muret** teaches “**the website comprises one or more other web pages in addition to the first web page**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39). The examiner further notes that **Muret** teaches “**the second software is further operable to: receive, from the website owner, a specification of one or more of the other web pages**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39). The examiner further notes that **Muret** teaches “**provide the website owner access from the first web page to collected information concerning user interaction with the specified other web pages in addition to the collected information concerning user interaction with the first web page**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39).

Regarding claim 12, **Muret** teaches a method comprising:

Art Unit: 2168

- A) collecting information concerning user interaction with a particular web page of a website (Column 5, lines 58-67-Column 6, lines 1-10, Column 21, lines 18-60, Figures 22-36); and
- B) receiving, from a website owner who has accessed the particular web page using a web browser while the particular web page is viewable within a browser window of the web browser, input indicating a desire to access the collected information concerning user interaction with the particular web page (Column 5, lines 58-67-Column 6, lines 1-10, Column 26, lines 23-30);
- C) determining whether the website owner is authorized to access the collected information concerning user interaction with the particular web page (Column 19, lines 56-67-Column 20, lines 1-10); and
- D) if the website owner is authorized to access the collected information concerning user interaction with the particular web page (Column 19, lines 56-67-Column 20, lines 1-10):
- E) generating a viewable user interface providing substantially real-time access to the collected information concerning user interaction with the particular web page (Column 5, lines 58-67-Column 6, lines 1-10, Figures 22-36); and
- F) to provide the website owner substantially real-time access to the collected information concerning user interaction with the particular web page, presenting the viewable user interface to the website owner in substantially real-time in response to the input received from the website owner while the particular web page was viewable

Art Unit: 2168

within the browser window of the web browser (Column 5, lines 58-67-Column 6, lines 1-10, Column 21, lines 18-60, Figures 22-36).

The examiner notes that **Muret** teaches **“collecting information concerning user interaction with a particular web page of a website”** as “the system 100, suing the live data access control routine shown in FIG.5, has the ability to record web traffic into the database 300 continuously as it occurs. Since, as described above, the report engine 400 creates reports when they are requested, all reports can display up-to-date real-time information” (Column 21, lines 30-35). The examiner further notes that **Muret** teaches **“receiving, from a website owner who has accessed the particular web page using a web browser while the particular web page is viewable within a browser window of the web browser, input indicating a desire to access the collected information concerning user interaction with the particular web page”** as “A user 530 sends a report request 540 to the report engine 400 via a web server 520” (Column 5, lines 62-63) and “E-commerce website owners can use these correlations to make valuable business decisions” (Column 26, lines 23-24). The examiner further notes that **Muret** teaches **“determining whether the website owner is authorized to access the collected information concerning user interaction with the particular web page”** as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61). The examiner further notes that **Muret** teaches **“if the website owner is authorized to access the collected information concerning user interaction with the particular web page”** as “The authentication module 1430 provides a flexible way to check

Art Unit: 2168

access authorization for report requestors" (Column 19, lines 59-61). The examiner further notes that **Muret** teaches **"generating a viewable user interface providing substantially real-time access to the collected information concerning user interaction with the particular web page"** as the various graphical user interfaces in Figures 22-36. The examiner further notes that **Muret** teaches **"to provide the website owner substantially real-time access to the collected information concerning user interaction with the particular web page, presenting the viewable user interface to the website owner in substantially real-time in response to the input received from the website owner while the particular web page was viewable within the browser window of the web browser"** as "the system 100, using the live data access control routine shown in FIG.5, has the ability to record web traffic into the database 300 continuously as it occurs. Since, as described above, the report engine 400 creates reports when they are requested, all reports can display up-to-date real-time information" (Column 21, lines 30-35).

Regarding claim 13, **Muret** further teaches a method comprising:

- A) receive a password from the website owner (Column 19, lines 16-27, lines 56-67-Column 20, lines 1-10); and
- B) to determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page, determining whether the password received from the website owner is valid (Column 19, lines 16-27, lines 56-67-Column 20, lines 1-10).

The examiner notes that **Muret** teaches “**receive a password from the website owner**” as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61). The examiner further notes that **Muret** teaches “**to determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page, determining whether the password received from the website owner is valid**” as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61).

Regarding claim 14, **Muret** further teaches a method comprising:

- A) receive, from the website owner, one or more specified filter criteria applicable to the collected information concerning user interaction with the particular web page (Column 27, lines 1-43, Figures 27-29); and
- B) filter the collected information concerning user interaction with the particular web page according to the specified filter criteria such that the website owner is presented only particular collected information concerning user interaction with the particular web page matching the specified filter criteria (Column 27, lines 1-43, Figures 27-29).

The examiner notes that **Muret** teaches “**receive, from the website owner, one or more specified filter criteria applicable to the collected information concerning user interaction with the particular web page**” as “The user interface 4000 preferable includes a “date range” functions area 4080. Depending on the report chosen, this date range functions area 4080 allows the user to select the date range of

Art Unit: 2168

the report being shown" (Column 27, lines 1-4). The examiner further notes that **Muret** teaches "**filter the collected information concerning user interaction with the particular web page according to the specified filter criteria such that the website owner is presented only particular collected information concerning user interaction with the particular web page matching the specified filter criteria**" as "The user interface 4000 preferable includes a "date range" functions area 4080. Depending on the report chosen, this date range functions area 4080 allows the user to select the date range of the report being shown" (Column 27, lines 1-4).

Regarding claim 15, **Muret** further teaches a method comprising:

A) wherein at least one of the filter criteria comprises a time frame associated with the collected information concerning user interaction with the particular web page (Column 27, lines 1-43, Figures 27-29).

The examiner notes that **Muret** teaches "**wherein at least one of the filter criteria comprises a time frame associated with the collected information concerning user interaction with the particular web page**" as "The user interface 4000 preferable includes a "date range" functions area 4080. Depending on the report chosen, this date range functions area 4080 allows the user to select the date range of the report being shown" (Column 27, lines 1-4).

Regarding claims 16, **Muret** further teaches a method comprising:

Art Unit: 2168

A) wherein the collected information concerning user interaction with the particular web page is user traffic information (Column 21, lines 18-60, Column 27, lines 15-43, Figures 22, 28-29).

The examiner notes that **Muret** teaches “**wherein the collected information concerning user interaction with the particular web page is user traffic information**” as “Traffic Related Reports: The Snapshot report 4010 shown in FIG. 28 is preferable a bar graph 4110 of the last 7 days of web site traffic in terms of various fields, preferable Visitors, PageViews, Hits, or Bytes” (Column 27, lines 15-19).

Regarding claim 21 **Muret** further teaches a method comprising:

A) wherein the input indicating a desire to access the collected information concerning user interaction with the particular web page comprises entry of one or more particular keystrokes using a keyboard (Column 19, lines 16-27, lines 56-67-Column 20, lines 1-10).

The examiner notes that **Muret** teaches “**wherein the input indicating a desire to access the collected information concerning user interaction with the particular web page comprises entry of one or more particular keystrokes using a keyboard**” as “Customers login once into the control panel, and then have access to e-mail, website builder tools, newsgroups, etc.” (Column 19, lines 21-23).

The examiner further notes that it is common knowledge to use a keyboard to “login” (Column 19, line 21).

Art Unit: 2168

Regarding claim 22, **Muret** further teaches a method comprising:

- A) the particular web page comprises a first web page (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30);
- B) the website comprises one or more other web pages in addition to the first web page (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30); and
- C) the second software is further operable to: receive, from the website owner, a specification of one or more of the other web pages (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30); and
- D) provide the website owner access from the first web page to collected information concerning user interaction with the specified other web pages in addition to the collected information concerning user interaction with the first web page (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30).

The examiner notes that **Muret** teaches “**the particular web page comprises a first web page**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39). The examiner further notes that **Muret** teaches “**the website comprises one or more other web pages in addition to the first web page**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39). The examiner further notes that **Muret** teaches “**the second software is further operable to: receive, from the website owner, a specification of one or more of the other web pages**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39). The examiner further notes that **Muret** teaches “**provide the website**

Art Unit: 2168

owner access from the first web page to collected information concerning user interaction with the specified other web pages in addition to the collected information concerning user interaction with the first web page” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39).

Regarding claim 23, **Muret** teaches a software comprising:

- A) receive, from a website owner who has accessed a particular web page of a website and using a web browser while the particular web page is viewable within a browser window of the web browser, input indicating a desire to access collected information concerning user interaction with the particular web page (Column 5, lines 58-67-Column 6, lines 1-10, Column 26, lines 23-30);
- B) determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page (Column 19, lines 56-67-Column 20, lines 1-10); and
- C) if the website owner is authorized to access the collected information concerning user interaction with the particular web page (Column 19, lines 56-67-Column 20, lines 1-10):
- D) generate a viewable user interface providing substantially real-time access to the collected information concerning user interaction with the particular web page (Column 5, lines 58-67-Column 6, lines 1-10, Figures 22-36); and

Art Unit: 2168

E) to provide the website owner substantially real-time access to the collected information concerning user interaction with the particular web page, present the viewable user interface to the website owner in substantially real-time in response to the input received from the website owner while the particular web page was viewable within the browser window of the web browser (Column 5, lines 58-67-Column 6, lines 1-10, Column 21, lines 18-60, Figures 22-36).

The examiner notes that **Muret** teaches “**receive, from a website owner who has accessed a particular web page of a website and using a web browser while the particular web page is viewable within a browser window of the web browser, input indicating a desire to access collected information concerning user interaction with the particular web page**” as “A user 530 sends a report request 540 to the report engine 400 via a web server 520” (Column 5, lines 62-63) and “E-commerce website owners can use these correlations to make valuable business decisions” (Column 26, lines 23-24). The examiner further notes that **Muret** teaches “**determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page**” as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61). The examiner further notes that **Muret** teaches “**if the website owner is authorized to access the collected information concerning user interaction with the particular web page**” as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61). The examiner further notes that **Muret** teaches

Art Unit: 2168

“generate a viewable user interface providing substantially real-time access to the collected information concerning user interaction with the particular web page” as the various graphical user interfaces in Figures 22-36. The examiner further notes that **Muret** teaches **“to provide the website owner substantially real-time access to the collected information concerning user interaction with the particular web page, present the viewable user interface to the website owner in substantially real-time in response to the input received from the website owner while the particular web page was viewable within the browser window of the web browser”** as “the system 100, using the live data access control routine shown in FIG.5, has the ability to record web traffic into the database 300 continuously as it occurs. Since, as described above, the report engine 400 creates reports when they are requested, all reports can display up-to-date real-time information” (Column 21, lines 30-35).

Regarding claim 24, **Muret** further teaches a software comprising:

A) receive a password from the website owner (Column 19, lines 16-27, lines 56-67-Column 20, lines 1-10); and

B) to determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page, determine whether the password received from the website owner is valid (Column 19, lines 16-27, lines 56-67-Column 20, lines 1-10).

The examiner notes that **Muret** teaches “**receive a password from the website owner**” as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61). The examiner further notes that **Muret** teaches “**to determine whether the website owner is authorized to access the collected information concerning user interaction with the particular web page, determine whether the password received from the website owner is valid**” as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61).

Regarding claim 25, **Muret** further teaches a software comprising:

- A) receive, from the website owner, one or more specified filter criteria applicable to the collected information concerning user interaction with the particular web page (Column 27, lines 1-43, Figures 27-29); and
- B) filter the collected information concerning user interaction with the particular web page according to the specified filter criteria such that the website owner is presented only particular collected information concerning user interaction with the particular web page matching the specified filter criteria (Column 27, lines 1-43, Figures 27-29).

The examiner notes that **Muret** teaches “**receive, from the website owner, one or more specified filter criteria applicable to the collected information concerning user interaction with the particular web page**” as “The user interface 4000 preferable includes a “date range” functions area 4080. Depending on the report chosen, this date range functions area 4080 allows the user to select the date range of

Art Unit: 2168

the report being shown" (Column 27, lines 1-4). The examiner further notes that **Muret** teaches "**filter the collected information concerning user interaction with the particular web page according to the specified filter criteria such that the website owner is presented only particular collected information concerning user interaction with the particular web page matching the specified filter criteria**" as "The user interface 4000 preferable includes a "date range" functions area 4080. Depending on the report chosen, this date range functions area 4080 allows the user to select the date range of the report being shown" (Column 27, lines 1-4).

Regarding claim 26, **Muret** further teaches a software comprising:

A) wherein at least one of the filter criteria comprises a time frame associated with the collected information concerning user interaction with the particular web page (Column 27, lines 1-43, Figures 27-29).

The examiner notes that **Muret** teaches "**wherein at least one of the filter criteria comprises a time frame associated with the collected information concerning user interaction with the particular web page**" as "The user interface 4000 preferable includes a "date range" functions area 4080. Depending on the report chosen, this date range functions area 4080 allows the user to select the date range of the report being shown" (Column 27, lines 1-4).

Regarding claim 27, **Muret** further teaches a software comprising:

Art Unit: 2168

A) wherein the collected information concerning user interaction with the particular web page is user traffic information (Column 21, lines 18-60, Column 27, lines 15-43, Figures 22, 28-29).

The examiner notes that **Muret** teaches “**wherein the collected information concerning user interaction with the particular web page is user traffic information**” as “Traffic Related Reports: The Snapshot report 4010 shown in FIG. 28 is preferable a bar graph 4110 of the last 7 days of web site traffic in terms of various fields, preferable Visitors, PageViews, Hits, or Bytes” (Column 27, lines 15-19).

Regarding claim 32, **Muret** further teaches a software comprising:

A) wherein the input indicating a desire to access the collected information concerning user interaction with the particular web page comprises entry of one or more particular keystrokes using a keyboard (Column 19, lines 16-27, lines 56-67-Column 20, lines 1-10).

The examiner notes that **Muret** teaches “**wherein the input indicating a desire to access the collected information concerning user interaction with the particular web page comprises entry of one or more particular keystrokes using a keyboard**” as “Customers login once into the control panel, and then have access to e-mail, website builder tools, newsgroups, etc.” (Column 19, lines 21-23).

The examiner further notes that it is common knowledge to use a keyboard to “login” (Column 19, line 21).

Art Unit: 2168

Regarding claim 33, **Muret** further teaches a software comprising:

- A) the particular web page comprises a first web page (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30);
- B) the website comprises one or more other web pages in addition to the first web page (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30); and
- C) the second software is further operable to: receive, from the website owner, a specification of one or more of the other web pages (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30); and
- D) provide the website owner access from the first web page to collected information concerning user interaction with the specified other web pages in addition to the collected information concerning user interaction with the first web page (Column 11, lines 35-48, Column 27, lines 43-53, Figure 8, 30).

The examiner notes that **Muret** teaches “**the particular web page comprises a first web page**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39). The examiner further notes that **Muret** teaches “**the website comprises one or more other web pages in addition to the first web page**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39). The examiner further notes that **Muret** teaches “**the second software is further operable to: receive, from the website owner, a specification of one or more of the other web pages**” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39). The examiner further notes that **Muret** teaches “**provide the website**

Art Unit: 2168

owner access from the first web page to collected information concerning user interaction with the specified other web pages in addition to the collected information concerning user interaction with the first web page” as “a particular visitor is recorded as looking at Page A 1060 first and then Page C 1070” (Column 11, lines 38-39).

Regarding claim 34, **Muret** teaches a system comprising:

- A) means for collecting information concerning user interaction with a particular web page of a website (Column 5, lines 58-67-Column 6, lines 1-10, Column 21, lines 18-60, Figures 22-36); and
- B) means for receiving, from a website owner who has accessed the particular web page using a web browser and while the particular web page is viewable within a browser window of the web browser, input indicating a desire to access the collected information concerning user interaction with the particular web page (Column 5, lines 58-67-Column 6, lines 1-10, Column 26, lines 23-30);
- C) means for determining whether the website owner is authorized to access the collected information concerning user interaction with the particular web page (Column 19, lines 56-67-Column 20, lines 1-10); and
- D) means for, if the website owner is authorized to access the collected information concerning user interaction with the particular web page (Column 19, lines 56-67-Column 20, lines 1-10):

Art Unit: 2168

E) generating a viewable user interface providing substantially real-time access to the collected information concerning user interaction with the particular web page (Column 5, lines 58-67-Column 6, lines 1-10, Figures 22-36); and

F) to provide the website owner substantially real-time access to the collected information concerning user interaction with the particular web page, presenting the viewable user interface to the website owner in substantially real-time in response to the input received from the website owner while the particular web page is viewable within the browser window of the web browser (Column 5, lines 58-67-Column 6, lines 1-10, Column 21, lines 18-60, Figures 22-36).

The examiner notes that **Muret** teaches “**means for collecting information concerning user interaction with a particular web page of a website**” as “the system 100, using the live data access control routine shown in FIG.5, has the ability to record web traffic into the database 300 continuously as it occurs. Since, as described above, the report engine 400 creates reports when they are requested, all reports can display up-to-date real-time information” (Column 21, lines 30-35). The examiner further notes that **Muret** teaches “**means for receiving, from a website owner who has accessed the particular web page using a web browser and while the particular web page is viewable within a browser window of the web browser, input indicating a desire to access the collected information concerning user interaction with the particular web page**” as “A user 530 sends a report request 540 to the report engine 400 via a web server 520” (Column 5, lines 62-63) and “E-commerce website owners can use these correlations to make valuable business

Art Unit: 2168

decisions” (Column 26, lines 23-24). The examiner further notes that **Muret** teaches **“means for determining whether the website owner is authorized to access the collected information concerning user interaction with the particular web page”** as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61). The examiner further notes that **Muret** teaches **“means for, if the website owner is authorized to access the collected information concerning user interaction with the particular web page”** as “The authentication module 1430 provides a flexible way to check access authorization for report requestors” (Column 19, lines 59-61). The examiner further notes that **Muret** teaches **“generating a viewable user interface providing substantially real-time access to the collected information concerning user interaction with the particular web page”** as the various graphical user interfaces in Figures 22-36. The examiner further notes that **Muret** teaches **“to provide the website owner substantially real-time access to the collected information concerning user interaction with the particular web page, presenting the viewable user interface to the website owner in substantially real-time in response to the input received from the website owner while the particular web page is viewable within the browser window of the web browser”** as “the system 100, suing the live data access control routine shown in FIG.5, ahs the ability to record web traffic into the database 300 continuously as it occurs. Since, as described above, the report engine 400 creates reports when they are requested, all reports can display up-to-date real-time information” (Column 21, lines 30-35).

Claim Rejections - 35 USC § 103

8. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

9. Claims 6-9, 17-20, and 28-31 are rejected under 35 U.S.C. 103(a) as being unpatentable over **Muret et al.** (U.S. Patent 6,792,458) as applied to claims 1-5, 10-16, 21-27, and 32-34 above and in view of **Kurzrok** (U.S. Patent 6,260,064).

Art Unit: 2168

10. Regarding claims 6, 17, and 28, **Muret** does not explicitly teach a system, method, and software comprising:

A) wherein the collected information concerning user interaction with the particular web page is user feedback information concerning the particular web page.

Kurzrok, however, teaches “**wherein the collected information concerning user interaction with the particular web page is user feedback information concerning the particular web page**” as “These zones are used to invite the reader to provide rating information about the contents of the associated zone” (Column 3, lines 9-19, Figures 2, 4a-4c).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of the cited references because teaching **Kurzrok’s** would have allowed **Muret’s** to provide a method to allow owners of websites to determine whether or not website content is satisfactory to users via user feedback, as noted by **Kurzrok** (Column 1, lines 29-32).

Regarding claims 7, 18, and 29, **Muret** does not explicitly teach a system, method, and software comprising:

A) generate a report of the collected user feedback information; and

B) present the report to the website owner to provide the website owner access to the collected user feedback information while the particular web page is viewable within the browser window of the web browser.

Kurzrok, however, teaches “a report of the collected feedback information” as “after a rating is received, when a request for a rating summary is received or at regular intervals, cumulative rating parameters are calculated for each article and advertisement” (Column 3, lines 65-67-Column 4, line 1, Figures 4a-4c), and “**present the report to the website owner to provide the website owner access to the collected user feedback information while the particular web page is viewable within the browser window of the web browser**” as “survey results” (Figures 4a-4c)

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of the cited references because teaching **Kurzrok's** would have allowed **Muret's** to provide a method to allow owners of websites to determine whether or not website content is satisfactory to users via user feedback, as noted by **Kurzrok** (Column 1, lines 29-32).

Regarding claims 8, 19, and 30, **Muret** teaches a system, method, and software comprising:

- A) a first display of a time frame associated with the collected user feedback information (Column 27, lines 1-43, Figures 27-29);
- B) a third display of one or more sliding bars (Figures 25, 28-36).

The examiner notes that **Muret** teaches “**wherein the collected information concerning user interaction with the particular web page is user traffic information**” as “Traffic Related Reports: The Snapshot report 4010 shown in FIG. 28

Art Unit: 2168

is preferable a bar graph 4110 of the last 7 days of web site traffic in terms of various fields, preferable Visitors, PageViews, Hits, or Bytes" (Column 27, lines 15-19).

Muret does not explicitly teach:

C) a second display providing an overview of the collected user feedback information; and

D) correspond to a particular type of collected user feedback information and indicate percentages of negative, neutral, and positive user feedback information of the corresponding particular type of collected user feedback information.

Kurzrok, however, teaches "a second display providing an overview of the collected user feedback information" as "after a rating is received, when a request for a rating summary is received or at regular intervals, cumulative rating parameters are calculated for each article and advertisement" (Column 3, lines 65-67-Column 4, line 1, Figures 4a-4c), and "correspond to a particular type of collected user feedback information and indicate percentages of negative, neutral, and positive user feedback information of the corresponding particular type of collected user feedback information" as "In addition, for each rating, a percentage figure is shown indicating how many readers have voted for an article or advertisement as being excellent, etc. (Column 4, lines 17-20) and "survey results" (Figures 4a-4c).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of the cited references because teaching **Kurzrok's** would have allowed **Muret's** to provide a method to allow owners of

Art Unit: 2168

websites to determine whether or not website content is satisfactory to users via user feedback, as noted by **Kurzrok** (Column 1, lines 29-32).

Regarding claims 9, 20, and 31, **Muret** teaches a system, method, and software comprising:

A) a display window operable to display one or more of: one or more charts (Figure 22).

Muret does not explicitly teach:

B) one or more general or specific user ratings of the particular web page;

C) user comments regarding the particular web page; and

D) one or more survey displays of user answers to one or more explicit questions regarding the particular web page.

Kurzrok, however, teaches “one or more general or specific user ratings of the particular web page” as “after a rating is received, when a request for a rating summary is received or at regular intervals, cumulative rating parameters are calculated for each article and advertisement” (Column 3, lines 65-67-Column 4, line 1, Figures 4a-4c), “user comments regarding the particular web page (Column 3, lines 9-19, Figure 2)” as “Another field provided in zone 104 is a “comment” field” (Column 3, lines 9-19), and “one or more survey displays of user answers to one or more explicit questions regarding the particular web page” as “survey results” (Figures 4a-4c).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of the cited references because teaching **Kurzrok's** would have allowed **Muret's** to provide a method to allow owners of

Art Unit: 2168

websites to determine whether or not website content is satisfactory to users via user feedback, as noted by **Kurzrok** (Column 1, lines 29-32).

Response to Arguments

11. Applicant's arguments filed on 08/31/2006 have been fully considered but they are not persuasive.

Applicant goes on to argue on page 16, that **"Muret does not disclose, teach, or suggest that the visitor requests a report about the website, much less report about a particular page of the website, that the visitor has accessed and viewed"**. However, the examiner wishes to state that **Muret's** reference clearly only allows for "users" to access and request website reports. In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., "visitor requests a report about the website") are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

Applicant goes on to argue on page 16, that **"Muret also does not disclose, teach, or suggest that the user accessed or views the website, much less a particular web page of the website, about which the user has requested a report"**. However, the examiner wishes to point to Column 5 of **Muret** and refer to the seventh paragraph which states "A user 530 sends a report request 540 to the report engine 400 via a web server 520. The report engine obtains the data required to generate the report from the database 300, generates the report, and delivers the generated report

550 to the user 530 via the web server 520" (Column 5, lines 62-67). The examiner further wishes to point to Column 6 of **Muret** and refer to the first paragraph which states "The web server 520 can optionally be one of the web servers 500 that created the log files 510 and 580" (Column 6, lines 1-2). The examiner wishes to state that **Muret's** method clearly allows for the user to access reports from the same server as to which hosts the particular web page.

Applicant goes on to argue on page 16, that "**Muret also does not disclose, teach, or suggest that the visitor receives a report regarding the website in substantially real-time in response to accessing the website, much less receiving a report regarding a particular web page of the website in substantially real-time in response to accessing the particular web page**". However, the examiner wishes to state that **Muret's** reference clearly only allows for "users" to access and request website reports. In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., "visitor receives a report about the website") are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

Applicant goes on to argue on page 17, that "**Accordingly, Kurzrok necessarily does not disclose, teach, or suggest that the web site reader requests a rating summary for the content that the web site reader has read or viewed**". However, the examiner wishes to state that Kurzrok's method is for content providers

Art Unit: 2168

(see Column 1, lines 8-9) to view ratings summaries. The examiner further wishes to state that it is common knowledge that a content provider would have viewed their content.

Applicant goes on to argue on page 17, that “**Kurzrok also necessarily does not disclose that the rating summary requester read or view the content that is the subject of the rating summary**”. However, the examiner wishes to point to Figures 4A-4C of **Kurzrok** which show the rating summaries. The examiner further wishes to state that Kurzrok’s method is for content providers (see Column 1, lines 8-9) to retrieve ratings summaries. The examiner further wishes to state that it is common knowledge that a content provider would have viewed their content.

Conclusion

12. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

U.S. Patent 6,606,657 issued to **Zilberstein et al.** on 12 August 2003. The subject matter disclosed therein is pertinent to that of claims 1-34 (e.g., methods to provide web summary reports).

U.S. Patent 6,393,479 issued to **Glommen et al.** on 21 May 2002. The subject matter disclosed therein is pertinent to that of claims 1-5, 10-16, 21-27, and 32-34 (e.g., methods to analyze and report website traffic).

U.S. PGPUB 20020087979 issued to **Pulley et al.** on 04 July 2002. The subject matter disclosed therein is pertinent to that of claims 1-34 (e.g., methods to monitor website activity).

Art Unit: 2168

Article entitled "dna: Opinionlab", dated 5/5/2001 by: **dna**. The subject matter disclosed therein is pertinent to that of claims 1-34 (e.g., methods to monitor website activity).

Article entitled "OpinionLab: Optimize user experience and track user satisfaction using OnlineOpinion", dated 07/23/2002 by: **OpinionLab**. The subject matter disclosed therein is pertinent to that of claims 1-34 (e.g., methods to monitor website activity).

13. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Contact Information

14. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mahesh Dwivedi whose telephone number is (571) 272-2731. The examiner can normally be reached on Monday to Friday 8:20 am – 4:40 pm.

Art Unit: 2168

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tim Vo can be reached (571) 272-3642. The fax number for the organization where this application or proceeding is assigned is (571) 273-8300.


Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Mahesh Dwivedi

Patent Examiner

Art Unit 2168


November 06, 2006

Leslie Wong 
Primary Examiner


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